

Court of Appeals, Division One

Civil Appeal

1 CA-CV 21-0060

STATE v. JOHNSON

Appellate Case Information

Case Filed: **9-Feb-2021**

Case Closed:

Dept/Composition

Department A

Hon. Peter B Swann
Hon. David D Weinzweig
Hon. Paul J McMurdie

Side 1. In re the Matter of:

U.S. CURRENCY (\$39,500.00 DOLLARS)

STATE OF ARIZONA, Plaintiff/Appellee

(Litigant Group) STATE OF ARIZONA

• State of Arizona

Attorneys for: Plaintiff/Appellee

Dallen Gardner, Esq. (AZ Bar No. 26247)

Side 2. JERRY JOHNSON, Claimant/Appellant

(Litigant Group) JERRY JOHNSON

• Jerry Johnson

Attorneys for: Claimant/Appellant

Keith Everett Diggs, Esq. (AZ Bar No. 32692)

Philippe Martinet, Esq. (AZ Bar No. 25613)

Alexa Gervasi, Esq. (WI Bar No. P231543)

Dan Alban, Esq. (AZ Bar No. P231544)

CASE STATUS

Nov 9, 2021.....Under Advisement

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2020-012190	Application for Order of Forfeiture		Randall H Warner, Authoring Judge of Order		

24 PROCEEDING ENTRIES

1.	9-Feb-2021	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 01/11/21				
2.	9-Feb-2021	FILED: e-Record on Appeal: Instruments/Minute Entries				
3.	9-Feb-2021	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due				
4.	9-Feb-2021	FILED: Copy of Appellate Clerk Notice originally filed 02/08/2021 (Payment of Filing Fee) (Appellant Pro Per)				
5.	16-Feb-2021	RECEIPT No.: 2021-00158 ; \$280.00, Authorization: Ref1: 47004086340, Applied to: JERRY JOHNSON - Class A Filing Fee (\$280.00) Paid for: JERRY JOHNSON - By nCourt LLC				
6.	1-Mar-2021	FILED: Notice of Appearance of Keith E. Diggs on Behalf of Claimant/Appellant; Certificate of Service (Appellant)				
7.	1-Mar-2021	FILED: Case Management Statement (Appellant)				
8.	3-Mar-2021	FILED: Appellate Clerk Notice re: No Appellee's Fee; Appellant's Brief Due				
9.	24-Mar-2021	FILED: Motion to Associate Counsel Dan Alban Pro Hac Vice; Certificate of Service; Notice of Receipt of Complete Application; Order Re: Motion to Associate Dan Alban Pro Hac Vice (Appellant)				
10.	24-Mar-2021	FILED: Motion to Associate Counsel Alexa Gervasi Pro Hac Vice; Certificate of Service; Notice of Receipt of Complete Application; Order Re: Motion to Associate Alexa Gervasi Pro Hac Vice (Appellant)				
11.	24-Mar-2021	ORDERED: Motion to Associate Counsel Dan Alban and Alexa Gervasi Pro Hac Vice (Appellant) = GRANTED and permitting attorneys Dan Alban and Alexa Gervasi, of Institute for Justice, to appear pro hac vice as co-counsel for appellant with Keith E. Diggs, of Institute for Justice, as local counsel. Melina Brill ProTem Judge - Author				
12.	2-Apr-2021	FILED: Stipulated Motion for Procedural Order to Include the Transcript of Proceedings (01/06/2021) in the Record on Appeal; Certificate of Service; Reporter's Transcript - 01/06/2021 - Evidentiary Hearing (Coleen Rand) (Appellant)				

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| 13. | 5-Apr-2021 | ORDERED: Stipulated Motion for Procedural Order to Include the Transcript of Proceedings (01/06/2021) in the Record on Appeal (Appellant) = GRANTED and supplementing record on appeal with certified transcript of the 01/06/2021 proceeding. Melina Brill ProTem Judge - Author |
| 14. | 12-Apr-2021 | FILED: Brief of Claimant/Appellant Jerry Johnson; Certificate of Compliance; Certificate of Service (Appellant) |
| 15. | 24-May-2021 | FILED: Appellee's Answering Brief; Certificate of Compliance - Appellee's Answering Brief; Certificate of Service - Appellee's Answering Brief (Appellee) |
| 16. | 14-Jun-2021 | FILED: Reply Brief of Claimant/Appellant Jerry Johnson; Certificate of Compliance; Certificate of Service (Appellant) |
| 17. | 28-Jun-2021 | FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days |
| 18. | 7-Jul-2021 | FILED: Supplemented Superior Court e-Record with Revised Index of Record |
| 19. | 24-Aug-2021 | CLNDR: CONFERENCE, Department A, 10-19-21, COURTROOM 1. |
| 20. | 5-Oct-2021 | ORDERED: Setting Oral Argument on 11/09/2021 at 10:15 a.m. before Department A in Courtroom #1. Hon Peter B Swann - Author |
| 21. | 25-Oct-2021 | FILED: Return Receipt for Notice of Oral Argument, signed by Alexa Gervasi on 10/05/2021 (Appellant) |
| 22. | 1-Nov-2021 | FILED: Return Receipt for Notice of Oral Argument, signed by Dallen Gardner on 10/05/2021 (Appellee) |
| 23. | 9-Nov-2021 | FILED: Sign-in Sheet/Case is Under Advisement as of 11/09/2021 |
| 24. | 4-Feb-2022 | FILED: Notice of Change of Firm and Firm Address; Certificate of Service (Appellant) |